

REASONS FOR ALLOWANCE

Acknowledgements

1. Applicants' amendment filed on **02.07.2007** has been entered. Group I from the Requirement for Restriction/Election sent on **08.16.2006** has been rejoined with Group II and III: now **claims 1-4, 9, 13-16, and 18-21**. Accordingly, **claims 1-4, 9, 13-16, 18-21** have been amended and **claims 7, 8, 10-12, and 22-25** are cancelled.

Examiner's Statement of reason for Allowance

2. The following is an examiner's statement of reasons for allowance:

The most relevant reference is the **King et al. [WO 98/50840]** reference. King discloses a system for the distribution of narcotics by health care providers, and more particularly, is related to an electronic, computerized drug information system that assists a health care provider in tracking drug distribution at the health care provider facility.

However, King neither anticipates or fairly and reasonably teaches as to "taking a first quantity of a first type of medical item from a first storage location within a pharmacy; providing at least one input through at least one input device indicative of taking the first quantity of a the first type of medical item from a the first storage location in the pharmacy for use in a compounding activity; including in at least one data store through operation of at least one processor indicative of

Art Unit: 3687

taking the first quantity type medical item from activity as an outstanding medical item that was taken for use in a compounding activity but has not had a resulting compound stored into the pharmacy, and etc."

Thus, the combination of claimed features is not disclosed in a reasonable manner.

The cited but not applied NPL document art "Policy and procedure manual of the pharmacy department of University hospital of Brooklyn, **Constance Shames**, Issue date: **03.17.2000**.

However, Shames neither anticipates or fairly and reasonable teaches as to " taking a first quantity of a first type of medical item from a first storage location within a pharmacy; providing at least one input through at least one input device indicative of taking the first quantity of a the first type of medical item from a the first storage location in the pharmacy for use in a compounding activity; including in at least one data store through operation of at least one processor indicative of taking the first quantity type medical item from activity as an outstanding medical item that was taken for use in a compounding activity but has not had a resulting compound stored into the pharmacy, and etc."

Thus, the combination of claimed features is not disclosed in a reasonable manner.

For this reason, **claims 1, 15 and 19** are deemed to be allowable over prior art of record and **claims 2-4, 9, 13-14, 16, 18, 20 and 21** are allowed by dependency.

Any comments considered necessary by the applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reason for Allowance".

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to GARCIA ADE whose telephone number is (571)272-5586. The examiner can normally be reached on M-F 8:30AM - 5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew S. Gart can be reached on 571.272.3955. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Application/Control Number: 09/849,625

Page 5

Art Unit: 3687

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